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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/004,923	12/05/2001	Brent Russel Phillips	AUS920010987US1	9801

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EXAMINER

NGUYEN, CAO H

ART UNIT

PAPER NUMBER

2173

DATE MAILED: 01/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Applicati n No.

10/004,923 .

Applicant(s)

PHILLIPS, BRENT RUSSEL

Examiner

Cao (Kevin) Nguyen

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05 December 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date . _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>12/05/01</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Santoro et al. (US Patent 6,724,403) in view of Hibino et al. (US Patent No. 5,909,241).

Regarding claim 1, Santoro discloses a method retrieving a thumbable matrix including one or more or more thumbnails thumbtable matrix organized in the a first matrix configuration (see col. 3, lines 1-20); displaying the thumbtable matrix on a display window (see col. 5, lines 18-51); however, Santoro fails to explicitly teach displaying a first larger image corresponding to first thumbnail on the display window concurrently with the displayed thumbnails.

Hibino discloses displaying a first larger image corresponding to first thumbnail on the display window concurrently with the displayed thumbnails (see col. 5, lines 19-40). It would have been obvious to one of an ordinary skill in the art at the time the invention was made to provide displaying a first larger image corresponding to first thumbnail on the display window concurrently with the displayed thumbnails as taught by Hibino to the system for simultaneous display multiple image in order to provide an easy to use that facilitates the organization and management of multiple image and data sources corresponding to a user' need and interested.

Regarding claim 2, Santoro discloses requesting the thumbtable matrix and the first larger image a server computer system via a computer network; and; receiving the thumbtable matrix and the first larger image fro the server computer system (see col. 9, lines 1-33).

Regarding claim 3, Santoro discloses identifying selecting a scroll button; determining whether the thumbtable matrix is displaying a thumbnail; scrolling the thumbtable matrix in response to the determination (see col. 10, lines 1-34).

Regarding claim 4, Santoro discloses further comprising identifying a vertical scroll configuration; determining whether the thumbtable matrix displaying a first thumbnail; and scrolling the thumbtable in response to determination (see col. 17, lines 4-30).

Regarding claim 5, Hibino discloses further comprising: receiving a selection corresponding to one of a second larger image corresponding to the second displayed thumbnails (see col. 8, lines 10-30).

Regarding claim 6, Hibino discloses further receiving a second matrix thumbtable matrix corresponding to the selection (see col. 9, lines 9-52).

Regarding claim 7, Hibino discloses wherein at least thumbnails selected from the group consisting of digital picture, a video clip, and a feed (see col. 18, lines 30-67).

Claim 8 differs from claim 1 in that "or more nonvolatile storage devices accessible by the processors; a graphical image display the graphical image means retrieving a thumbtable matrix, the thumbtable matrix including or more thumbnails organized in a first matrix

configuration; means displaying the thumbtable matrix display window; means for displaying a larger corresponding first display window concurrently with the displayed thumbnails.” which read on Hibino co. 12, lines 1-67.

Regarding claim 9, Santoro discloses further comprising: for requesting the thumbtable matrix and the first larger from a server computer system; and means for receiving the thumbtable matrix and first larger image fro the server computer system.
(see col. 22, lines 1-63).

Regarding claim 10, Santoro discloses further comprising: for identifying a vertical scroll configuration; thumbtable matrix displaying a thumbnail; for scrolling the thumbtable determination (see col. 23, lines 31-67).

Regarding claim 11, Hibino discloses means for receiving a selection corresponding displayed thumbnails; means for retrieving a second larger image corresponding to selected thumbnail; and means for displaying and second larger image on the displayed the display window thumbnails concurrently with displayed thumbnails (see col. 14, lines 13-67).

Regarding claim 12, Hibino discloses the information handling system as described in means for receiving a second matrix configuration selection; thumbtable matrix corresponding to the second matrix configuration selection (see figures 44-45).

Regarding claim 13, Hibino discloses wherein at least one of the thumbnails are selected from the group consisting digital picture, video clip, and a live video feed (see col. 15, lines 13-39).

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As claims 14-20 are analyzed as previously discussed with respect to claims 1-13 above.


Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. (see PTO-892).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cao (Kevin) Nguyen whose telephone number is (571)272-4053. The examiner can normally be reached on 8:30AM-5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached on (571)272-4048. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Cao (Kevin) Nguyen
Primary Examiner
Art Unit 2173

01/04/05